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1	PHILIP M. MILLER (SBN 87877)		
2	pmiller@sjlawcorp.com ANNE M. BEVINGTON (SBN 111320)		
3	abevington@sjlawcorp.com KIMBERLY A. HANCOCK (SBN 205567)		
4	khancock@sjlawcorp.com SALTZMAN & JOHNSON LAW CORPORATION		
	44 Montgomery Street, Suite 2110		
5	San Francisco, CA 94104 (415) 882-7900		
6	(415) 882-9287–Facsimile		
7	Attorneys for Plaintiffs		
8	IN THE UNITED STATES DISTRICT COURT		
9	FOR THE NORTHERN DISTRICT OF CALIFORNIA		
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11	CALIFORNIA SERVICE EMPLOYEES HEALTH	<b>CASE NO.:</b> C 12 5232 WHA	
12	& WELFARE TRUST FUND, MIKE GARCIA, Trustee, CHARLES GILCHRIST, Trustee, DAVID		
13	STILWELL, Trustee, RAYMOND C. NANN, Trustee, and LARRY T. SMITH, Trustee,	STIPULATION FOR LEAVE TO FILE	
14	Plaintiffs,	PLAINTIFFS' FIRST AMENDED COMPLAINT;	
15	vs.	( <del>PROPOSED</del> ) ORDER	
16	PARAMOUNT BUILDING SOLUTIONS, LLC,		
17	aka JANITORIAL MANAGEMENT SERVICES/JMS, a Delaware limited liability		
	company; JMS BUILDING SOLUTIONS, LLC, a		
18	Delaware limited liability company; and DCSS INVESTMENTS, INC., a California corporation,		
	fka PACIFIC MAINTENANCE SERVICES, INC., aka PACIFIC BUILDING MAINTENANCE, INC.,		
20	Defendants.		
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23	California Service Employees Health & Welfar	re Trust Fund, Mike Garcia, Charles	
24	Gilchrist, David Stilwell, Raymond C. Nann and Larry	T. Smith, as Plaintiffs, and Paramount	
25	Building Solutions, LLC and JMS Building Solutions,	LLC (collectively 'JMS/Paramount'), as	
26	Defendants, are all of the parties to this action, the remaining defendants having been dismissed		
27	pursuant to a settlement. The parties hereby stipulate and jointly request that the Court enter an		
28	order as follows:		
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1	1. That Plaintiffs be granted leave to file a First Amended Complaint for the	purpose	
2	of removing the now-settled claim against former defendant DCSS and JMS/Paramount as		
3	successor for amounts owing by DCSS, and adding the amounts claimed against JMS/Paramount		
4	4 pursuant to the audit requested in the complaint and subsequently conducted;		
5	2. That the First Amended Complaint be filed within five days after the Court enters		
6	an order approving this stipulation; and		
7	3. That defendants have 21 days after the filing and ECF service of the First Amended		
8	Complaint within which to file their response.		
9	9 4. The parties further stipulate that, should the Court deny leave to amend, de	fendants	
10	shall respond to the original complaint within 10 days after the Court enters an order denying		
11	leave to amend.		
12	ATTESTATION RE SIGNATURES		
13	I, Anne M. Bevington, declare under penalty of perjury that I have obtained concurrence		
14	in the filing of this document from Jonathan M. Brenner, attorney of record for the defendants,		
15	who agreed that the document may be filed with his electronic signature.		
16	6 Dated: March 28, 2013 SALTZMAN & JOHNSON LAW CORPOR	ATION	
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19	Anne M. Bevington Attorneys for Plaintiffs		
20	Dated: March 28, 2013 SIDLEY AUSTIN LLP		
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22	By:/S/ Jonathan M. Brenner Jonathan M. Brenner		
23	Attorneys for Defendants	NG LLC	
24	PARAMOUNT BUILDING SOLUTION and JMS BUILDING SOLUTIONS, LL		
25	5 ORDER ON FOLLOWING PAGE		
26	$6 \parallel$		
27	7		
28	$8 \parallel$		
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1	<u>ORDER</u>		
2	Pursuant to the above stipulation, the Court grants plaintiffs leave to file a First Amended		
3	Complaint within five days after entry of this order. Defendants shall respond to the First		
4	Amended Complaint within 21 days of filing and ECF service.		
5	Dated: March 29, 2013.		
6	WILLIAM ALSUP UNITED STATES DISTRICT JUDGE		
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